

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

PHENIX, LLC,

Plaintiff,

vs.

INTEGRATED MEMORY LOGIC, LTD.,
INTEGRATED MEMORY LOGIC, INC.,
and EXAR CORPORATION,

Defendants.

§
§
§
§
§
§
§
§
§
§
§

Civil Action No. 6:15-cv-00436-JRG-KNM

JURY TRIAL DEMANDED

SECOND AMENDED DOCKET CONTROL ORDER

It is hereby ORDERED that the following schedule of deadlines is amended and in effect until further order of this Court:

Current Date	Proposed Date	
September 6, 2016		*Jury Selection – 9:00 a.m. in Tyler, Texas
August 9, 2016		*Pretrial Conference – 9:00 a.m. in Tyler, Texas before Judge Nicole Mitchell
August 4, 2016		*Notify Court of Agreements Reached During Meet and Confer The parties are ordered to meet and confer on any outstanding objections or motions <i>in limine</i> . The parties shall advise the Court of any agreements reached no later than 1:00 p.m. three (3) business days before the pretrial conference.
August 2, 2016		*File Joint Pretrial Order, Joint Proposed Jury Instructions, Joint Proposed Verdict Form, and Responses to Motions <i>in Limine</i>

July 26, 2016		<p>*File Notice of Request for Daily Transcript or Real Time Reporting.</p> <p>If a daily transcript or real time reporting of court proceedings is requested for trial, the party or parties making said request shall file a notice with the Court and e-mail the Court Reporter, Shelly Holmes, at shelly_holmes@txed.uscourts.gov.</p>
July 19, 2016		<p>File Motions <i>in Limine</i></p> <p>The parties shall limit their motions <i>in limine</i> to issues that if improperly introduced at trial would be so prejudicial that the Court could not alleviate the prejudice by giving appropriate instructions to the jury.</p>
July 19, 2016		Serve Objections to Rebuttal Pretrial Disclosures
July 12, 2016		Serve Objections to Pretrial Disclosures; and Serve Rebuttal Pretrial Disclosures
June 28, 2016		Serve Pretrial Disclosures (Witness List, Deposition Designations, and Exhibit List) by the Party with the Burden of Proof
May 31, 2016		<p>*File Dispositive Motions or Motions to Strike Expert Testimony (including <i>Daubert</i> Motions)</p> <p>No dispositive motion or motion to strike expert testimony (including a <i>Daubert</i> motion) may be filed after this date without leave of the Court.</p>
May 24, 2016		Deadline to Complete Expert Discovery
May 10, 2016		Serve Disclosures for Rebuttal Expert Witnesses
April 19, 2016		Deadline to Complete Fact Discovery and File Motions to Compel Discovery
April 19, 2016		Serve Disclosures for Expert Witnesses by the Party with the Burden of Proof
April 5, 2016		*Deadline to File Letter Briefs Regarding Dispositive Motions

March 17, 2016		<p>Deadline to Complete Mediation</p> <p>The parties are responsible for ensuring that a mediation report is filed no later than 5 days after the conclusion of mediation.</p>
March 10, 2016		Comply with P.R. 3-7 (Opinion of Counsel Defenses)
February 18, 2016		*Claim Construction Hearing – 9:00 a.m. in Tyler, Texas before Judge Nicole Mitchell
February 4, 2016		*Comply with P.R. 4-5(d) (Joint Claim Construction Chart)
January 28, 2016		*Comply with P.R. 4-5(c) (Reply Claim Construction Brief)
January 21, 2016	January 25, 2016	Comply with P.R. 4-5(b) (Responsive Claim Construction Brief)
January 7, 2016	January 11, 2016	<p>Comply with P.R. 4-5(a) (Opening Claim Construction Brief) and Submit Technical Tutorials (if any)</p> <p>Good cause must be shown to submit technical tutorials after the deadline to comply with P.R. 4-5(a).</p>
January 7, 2016	January 28, 2016	<p>Deadline to Substantially Complete Document Production and Exchange Privilege Logs</p> <p>Counsel are expected to make good faith efforts to produce all required documents as soon as they are available and not wait until the substantial completion deadline.</p>

So ORDERED and SIGNED this 7th day of January, 2016.


 K. NICOLE MITCHELL
 UNITED STATES MAGISTRATE JUDGE